

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

In Re:	§	
	§	CASE NO. 15-10940-tmd
BULLIONDIRECT, INC.,	§	
	§	Chapter 11
Debtor.	§	

NOTICE OF APPEARANCE AND REQUEST FOR SERVICE

COME NOW James V. Hoeffner and Brian T. Cumings of GRAVES, DOUGHERTY, HEARON & MOODY, P.C., attorneys for Creditor, LEWIS McCANN, and hereby enter an appearance in this bankruptcy case to request, pursuant to 11 U.S.C. § 1109(b) and Rules 2002 and 9010 of the Federal Rules of Bankruptcy Procedure (“FRBP”), that all notices given or required to be served in this bankruptcy case be given to and served upon GRAVES, DOUGHERTY, HEARON & MOODY, P.C. as follows:

**James V. Hoeffner
Brian T. Cumings
GRAVES, DOUGHERTY, HEARON & MOODY, P.C.
401 Congress Avenue, Suite 2200
Austin, Texas 78701**

PLEASE TAKE FURTHER NOTICE that, pursuant to 11 U.S.C. § 1109(b), the foregoing request includes the notices and papers referred to in FRBP 2002 and also includes, without limitation, notices of any hearings and any orders, pleadings, motions, applications, complaints, demands, answers, responses, memoranda or briefs in support of the foregoing, and any other documents brought before the Court with respect to this Bankruptcy case, whether formal or informal, whether written or oral, and whether transmitted or conveyed by mail, delivery, telephone, telegraph, telex or otherwise.

PLEASE TAKE FURTHER NOTICE that this Notice of Appearance and Request for Service of Notices, Pleadings and Orders shall not be deemed or construed as LEWIS McCANN's (a) waiver of the right to have final orders in non-core matters entered only after *de novo* review by the United States District Court; (b) waiver of the right to trial by jury in any proceeding so eligible in this case or in any case, controversy, or proceeding related to this case; (c) waiver of the right to have the United States District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal; (d) waiver of the right to contest jurisdiction or appropriate venue to this proceeding or any related proceeding; or (e) waiver of any other rights or claims, actions, defenses, setoffs or recoupments which LEWIS McCANN has or may hereafter obtain, in law or in equity, all of which rights, claims, actions, defenses, setoffs and recoupments LEWIS McCANN expressly reserves. This Notice of Appearance and Request for Service of Notices, Pleadings and Orders is not, and shall not be construed to be a consent by LEWIS McCANN pursuant to 28 U.S.C. § 157(c)(2).

Respectfully submitted,

GRAVES, DOUGHERTY, HEARON & MOODY, P.C.
401 Congress Avenue
Suite 2200
Austin, TX 78701
Telephone: 512.480.5707
Facsimile: 512.480.5886

By: /s/ James V. Hoeffner

James V. Hoeffner
State Bar No. 09772700
Brian T. Cumings
State Bar No. 24082882
jhoeffner@gdhm.com
bcumings@gdhm.com

ATTORNEYS FOR CREDITOR LEWIS McCANN

CERTIFICATE OF SERVICE

I hereby certify that on this the 6th day of August, 2015, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following and/or to those receiving electronic notice or service was made by U.S. First Class Mail to those not receiving electronic notice or if indicated below:

BullionDirect, Inc.
P.O. Box 1987
Austin, TX 78767-1987
Debtor in Possession

Via U.S. First Class Mail

Joseph D. Martinec
Martinec, Winn & Vickers, P.C.
919 Congress Avenue, Suite 200
Austin, TX 78701-2117
Attorneys for Debtor in Possession

Kay D. Brock
Assistant Travis County Attorney
P. O. Box 1748
Austin, TX 78767
Attorneys for Travis County

Jeffrey R. Erler
Gruber Hurst Elrod Johansen Hail Shank, LLP
1445 Ross Avenue, Suite 2500
Dallas, TX 75202
Attorneys for Diamond State Depository, LLC, et al

Peter C. Ruggero
Ruggero Law Firm PC
1411 West Avenue, Suite 200
Austin, TX 78701
Attorneys for Kazu Suzuki, MD

Steven B. Bass
Assistant United States Attorney
816 Congress Ave., Suite 1000
Austin, TX 78701
Attorneys for the United States of America

Martin Seidler
Law Offices of Martin Seidler
One Elm Place, Suite E-504
11107 Wurzbach Road
San Antonio, TX 78230
Attorneys for Gerard Barrack

Douglas J. Powell, Esq.
Law Offices of Douglas J. Powell, P.C.
820 W. 10th St.
Austin, TX 78701
Attorneys for David Emery

U. S. Trustee
903 San Jacinto Blvd., Suite 230
Austin, TX 78701

/s/ James V. Hoeffner
James V. Hoeffner